

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Elise Tordella et al.

Art Unit 3771

Serial No. 10/784,607

Filed February 23, 2004

Confirmation No. 8323

For COMPRESSION APPARATUS

Examiner Danton D. Demille

June 8, 2010

SUPPLEMENT TO AMENDMENT D

Applicant filed an amendment on June 4, 2010, including a declaration by Jeffrey Wyrzten demonstrating the non-obviousness of applicant's claimed invention. The declaration refers to "the attached spreadsheet." That spreadsheet was inadvertently not attached. Accordingly, applicant submits herewith Mr. Wyrzten's declaration with the spreadsheet attached. Applicant requests that it be considered as part of applicant's response to the Office action of January 4, 2010.

Respectfully submitted,

/Kurt F. James/

Kurt F. James, Reg. No.  
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St. Louis, Missouri 63102  
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KFJ/bcw

June 2<sup>nd</sup>, 2010

Commissioner for Patents  
Attention of Examiner Danton D. Demille  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313

Dear Examiner Demille:

My Background

I am employed by Covidien as Global Product Manager, Compression. I have worked at Covidien for 4-1/2 years. I am responsible for the sale of compression products, including the KAMBIA sleeve (commercial version of the sleeve of the present invention), both domestically and outside the United States.

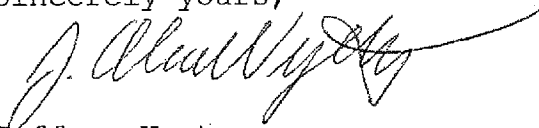
Summary

The KAMBIA sleeve is a commercially successful product. The product was launched globally by Covidien in 2005, and sales have enjoyed a rapid rate of growth, as exemplified by the numbers on the attached spreadsheet. Overall, the sales growth for the KAMBIA product has been greater than would normally be expected for comparable products sold by Covidien.

Based on customer feedback, including the accompanying declaration from ICU nurse Todd White, I believe the commercial success of the KAMBIA sleeve is due its tear-away feature allowing the sleeve to be readily converted from a thigh-length to a knee-length configuration. The tear-away feature improves the sleeve's versatility, ease of use, and cost saving potential.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "J. Wyrzten", with a long horizontal flourish extending to the right.

Jeffrey Wyrzten  
Global Product Manager, Compression  
Covidien

% GROWTH VS. PREVIOUS FISCAL YEAR				
	FY2006	FY2007	FY2008	FY2009
U.S.	1656%	176%	170%	42%
X-U.S.	2314%	102%	49%	220%
Global	1697%	170%	163%	48%